



State of Utah

DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor

Ted Stewart
Executive Director

James W. Carter
Division Director

355 West North Temple
3 Triad Center, Suite 350
Salt Lake City, Utah 84180-1203
801-538-5340
801-359-3940 (Fax)
801-538-5319 (TDD)

August 16, 1996

CERTIFIED RETURN RECEIPT
P 074 978 995

Allan R. Cerny, Secretary
Western States Minerals Corporation
4975 Van Gordon Street
Wheat Ridge, Colorado 80033

Re: Clarification of Division Directive, Western States Minerals Corporation (WSMC), Drum Mine, M/027/007, Millard County, Utah

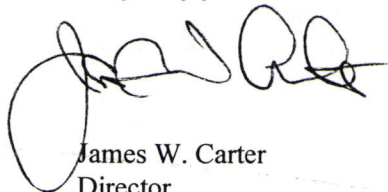
Dear Mr. Cerny:

On August 15, 1996, the Division was contacted by Mr. Mike Keller (legal counsel for WSMC) seeking clarification on the time frame within which WSMC must file their response/appeal to our August 9, 1996, reclamation directive. This letter is intended to provide further clarification of the intent of our previous letter.

Please be advised that our August 9th letter was not intended to serve as a formal Notice of Agency Action. It was not drafted to include all of the information as required under Rule R647-5-104.2. Accordingly, WSMC does not need to file an appeal.

We await WSMC's response to our August 9th letter. If we do not have a response within 30 days of the date of this letter concerning WSMC's intent to begin immediate reclamation, or you inform us that WSMC will not reclaim, we will initiate appropriate agency action. If you have further questions regarding the content of this letter, please contact me, Lowell Braxton or Wayne Hedberg of my staff.

Very truly yours,



James W. Carter
Director

jb
cc:

Ed King, JMC
Tom Mitchell, Esq. - AAG
Fred Pehrson, DWQ
Rex Rowley, BLM
Mary Ann Wright
Minerals file

M027007.clr